

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANDREW KINDT, on behalf of himself
and all others similarly situated,

Plaintiff,

v.

MATSUSHITA ELECTRIC INDUSTRIAL
CO., LTD.; SAMSUNG SDI CO., LTD.; LP
DISPLAYS INTERNATIONAL, LTD.
(formerly LG PHILIPS DISPLAYS); MT
PICTURE DISPLAY CO., LTD.; TOSHIBA
CORP.; TOSHIBA AMERICA, INC.,

Defendants.

07-cv-10322-GBD

**NOTICE OF MOTION OF TOSHIBA AMERICA INC. TO ADJOURN THE
INITIAL PRETRIAL CONFERENCE PENDING A DECISION OF THE MDL PANEL**

PLEASE TAKE NOTICE that, pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, defendant Toshiba America Inc. will move this Court, at a date and time to be determined by the Court, to adjourn the initial pretrial conference currently scheduled for February 14, 2008, pending disposition of the motion to transfer currently before the Judicial Panel on Multidistrict Litigation. The reasons supporting this motion are contained in the accompanying memorandum.

Dated: February 7, 2008

Respectfully submitted,

WHITE & CASE_{LLP}

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Counsel to Toshiba America, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of February, 2008, I caused to be served a copy of "NOTICE OF MOTION OF TOSHIBA AMERICA INC. TO ADJOURN THE INITIAL PRETRIAL CONFERENCE PENDING A DECISION OF THE MDL PANEL" on the following entities by first-class mail:

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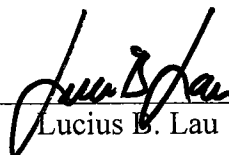
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